

H. B. No. 10, A bill to be entitled "An Act to provide for creating a Firemen, Policemen and Fire Alarm Operators' Pension Fund in all incorporated cities and towns in this State having a paid fire, police and fire alarm operator's department; creating a board of trustees for the same, etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass.

JOHNSTON, Chairman.

Committee Room,

Austin, Texas, Jan. 29, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Constitutional Amendments, to whom was referred

S. C. R. No. 11, being a resolution "Providing for a convention to frame a Constitution for the State of Texas,"

Have had the same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do pass.

BUCHANAN of Bell, Chairman.

Senate Chamber,

Austin, Texas, Jan. 30, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Roads, Bridges and Ferries, to whom was referred

S. B. No. 170, a bill to be entitled "An Act to amend Sections 1, 2 and 8, Chapter 118, Special Laws enacted at the Regular Session of the Thirty-fifth Legislature known as a Special Road Law for Cherokee County, repealing all laws in conflict and declaring an emergency,"

Have had the same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do pass, but be not printed.

WOODS, Chairman.

Committee Room,

Austin, Texas, Jan. 30, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred S. B. No. 151,

Have had the same under consid-

eration, and beg leave to report the same back to the Senate with the recommendation that it do pass, with committee amendment hereto attached.

(1) Amend caption by adding after Attorney General in caption "and State Treasurer." Strike out word "and," line 5, Section 1, and insert in lieu thereof a comma (,) after word "General," line 5, add "and State Treasurer."

ALDERDICE, Chairman.

Committee Room,

Austin, Texas, Jan. 30, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Education, to whom was referred

S. C. R. No. 10,

Have had the same under consideration, and I am directed to report the same back to the Senate with a recommendation that it do pass.

ALDERDICE, Chairman.

FOURTEENTH DAY.

Senate Chamber,

Austin, Texas,

Friday, January 31, 1919.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor W. A. Johnson.

The roll was called, a quorum being present, the following Senators answering to their names:

Alderdice.	Gibson.
Bell.	Hall.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	Page.
Carlock.	Parr.
Cousins.	Smith.
Dayton.	Strickland.
Dorough.	Sulter.
Dudley.	Westbrook.
Faust.	Woods.
Floyd.	

Absent.

Clark.

Absent—Excused.

Bailey.

McNealus.

Dean.

Williford.

Johnston.

Witt.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Faust.

Excused.

Senator McNealus was excused for today on account of important business, on motion of Senator Smith.

Senator Johnston for today, on motion of Senator Westbrook.

Senators Dean and Clark for today and until Monday, on motion of Senator Carlock.

Senator Williford for today on account of joint committee meetings, on motion of Senator Carlock.

Senator Witt was excused indefinitely, on motion of Senator Dorrough.

Senator Bailey for today and until Monday, on motion of Senator Alderdice.

Petitions and Memorials.

See Appendix.

Standing Committee Reports.

See Appendix.

Bills and Resolutions.

By Senator Dudley:

S. B. No. 174, A bill to be entitled "An Act providing for the Live Stock Sanitary Commission to cooperate with the Bureau of Animal Industry, United States Department of Agriculture, for the eradication of tuberculosis among cattle within the State of Texas, and providing for the partial indemnification to the owner of cattle reacting to the tuberculin test; providing for the appraisement of cattle reacting to the tuberculin test, and declaring an emergency."

Read first time and referred to the Committee on Stock and Stock Raising.

By Senator Dudley:

S. B. No. 175, A bill to be entitled "An Act to make certain emergency appropriations out of the general revenue for the Live Stock Sanitary Commission for the fiscal year ending August 31, 1919, and declaring an emergency."

Read first time and referred to the Committee on Finance.

Message from the House.

Hall of the House of Representatives, Austin, Texas, Jan. 31, 1919.
Hon. W. A. Johnson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has adopted

H. C. R. No. 23, "Providing for a Joint Committee to investigate the State Highway Commission," and the House has concurred in Senate Amendments to H. B. No. 41.

Respectfully submitted,

T. B. REESE,

Chief Clerk, House of Representatives.

Senate Concurrent Resolution No. 12.

By Senators Alderdice and Strickland:

S. C. R. No. 12, "Providing for an investigation of the State Highway Department and an auditing of the books of that department, etc."

The resolution was read and Senator Alderdice asked that H. C. R. No. 23, which is indetical, be now considered in lieu of S. C. R. No. 12.

House Concurrent Resolution No. 23.

The Chair laid before the Senate H. C. R. No. 23 as follows:

Whereas, The Highway Commission at the request of the House of Representatives submitted a report on January 25th, this year, showing that they had received to the credit of the Department since its creation \$3,721,961.45 and that they had expended in actual construction from both State and Federal funds the sum of \$273,088.03. That from State funds the sum of \$163,693.38 only has been expended in actual construction work.

Whereas, The salaries for the Department amounted to \$118,141.88 and the amount expended for supplies and office equipment amounted to \$224,668.48.

Whereas, the amount expended for construction work seems entirely out of proportion to the expenses of the Department;

Whereas, This Commission handles large sums of money and the books of this Department have never been thoroughly audited, and

Whereas, There are rumors to the effect that the said Department is inefficiently managed, and that its funds are being illegally and unsatisfactorily expended; therefore be it

Resolved by the House of Representatives, the Senate concurring, That a committee of five members be appointed, three by the Speaker of the House and two by the President of the Senate, to fully investigate the said Highway Department, in all its activities, and all the employes thereof, and to audit, or have audited, the books of said Department.

This said committee is empowered to summon witnesses, administer oaths and provide for the pay of witnesses and the cost of auditing and other expenses incident to this investigation, out of the contingent funds of the Thirty-sixth Legislature. that the committee is empowered also to issue subpoenas duces tecum for all books, documents, letters and telegrams which they may desire; this committee to report to this Legislature as soon as the investigation can be completed.

SENTELL.

Senator Gibson moved that the resolution be postponed until next Monday, and that both S. C. R. No. 12 and H. C. R. No. 23 be referred to the Committee on Roads, Bridges and Ferries.

The motion prevailed, and the resolutions were referred by the Chair.

Simple Resolution No. 45.

(Courtesy Resolution.)

Whereas, The Hon. Steve King, formerly of the Fourteenth Senatorial District and member of this body, is in the gallery; therefore I move that he be given the privileges of the floor of this chamber and be invited to address this body.

COUSINS,
SMITH.

The resolution was read and adopted, and Senator King being presented to the Senate, made a brief address.

Simple Resolution No. 46.

Whereas, The Hon. W. S. Woodward, Senator from the Twenty-sixth Senatorial District of Texas, has, on account of pressure of private business, resigned his seat in the Senate of Texas; and

Whereas, It is necessary for this district to have attention pending the election and qualification of his successor in order that the notorial lists from said district may have proper attention, and other matters from said district may be properly looked after; therefore be it

Resolved by the Senate of Texas, That the competent and efficient stenographer of Senator Woodward, Miss Christine Swann, be retained to look after the said notorial list and to assist the Enrolling Clerk of the Senate until Senator Woodward's successor shall have been elected and qualified.

Page, Smith, Hall, Strickland, Faust, Floyd, Cousins, Westbrook, Dayton, Caldwell, Gibson, Dudley, Bell, Carlock, Parr, Hertzberg, Buchanan of Scurry, Dorrough, Suiter, Alderdice, Hopkins.

The resolution was read and adopted.

Executive Session Postponed.

The Chair announced that the hour set for executive session had arrived.

Senator Smith moved that the executive session be postponed and the hour rest at 11 o'clock next Monday morning.

The motion prevailed.

Messages From the Governor.

Austin, Texas.
January 31st, 1919.

To the Texas State Senate:

I ask the advice, consent and confirmation of the Senate to the following appointment:

To be a member, Board of Managers, Central Girls' Training School: Patrick Henry, Tarrant County, to succeed himself.

Respectfully submitted,

W. P. HOBBY,
Governor of Texas.

Austin, Texas,
January 31st, 1919.

To the Texas State Senate:

I ask the advice, consent and confirmation of the Senate to the following appointments:

To be members, Board of Regents, University of Texas: George W. Littlefield, Austin, to succeed himself; F. W. Cook, Bexar County, to succeed himself; John Sealy, Galveston County, to succeed himself.

To be members, Board of Directors, A. and M. College: L. J. Hart, Bexar County, to succeed himself; R. L. Young, Harris County, to succeed John L. Guyon, Runnels County; W. S. Rowland, Bell County, to succeed E. H. Astin, Brazos County.

To be a member, Board of Trustees, Deaf, Dumb and Blind Institute colored: W. D. Miller, Travis County, to succeed himself.

To be a member, Board of Managers, State Farm Colony for Feeble Minded: Mrs. William Bacon, Dallas County, to succeed herself.

To be members, State Board, Dental Examiners: Dr. H. B. Cave, Dallas County; Dr. J. P. Arnold, Harris County; Dr. J. W. Guinn, Anderson County; Dr. R. L. Rogers, Potter County; Dr. James R. Brady, El Paso County; Dr. M. J. Bisco, Tarrant County.

Respectfully submitted,

W. P. HOBBY,
Governor of Texas.

After the reading of the above messages, the Chair referred the same to the Committee on Governor's Nominations.

Morning call concluded.

Senate Bill No. 122.

The Chair laid before the Senate, as pending business on second reading:

S. B. No. 122, A bill to be entitled "An Act to authorize and empower the Governor of the State of Texas to convey to the trustees of the First Methodist Episcopal Church, South, of Austin, Texas, the north one-half of block No. 124, of the City of Austin, prescribing the conditions of said conveyance and declaring an emergency."

The question being upon the pending substitute by Senator Dorrough for the pending amendment and

amendments thereto. (See page 207 of the Journal.)

Senator Caldwell moved to table the substitute, and this motion prevailed by the following vote:

Yeas—11.

Bell.	Hertzberg.
Buchanan of Bell.	Page.
Caldwell.	Parr.
Cousins.	Smith.
Dayton.	Woods.
Hall.	

Nays—10.

Alderdice.	Floyd.
Carlock.	Hopkins.
Dorough.	Strickland.
Dudley.	Suiter.
Faust.	Westbrook.

Absent.

Buchanan of Scurry.

Absent—Excused.

Bailey.	McNealus.
Dean.	Williford.
Johnston.	Witt.

Pair Recorded.

Senator Gibson (present), who would vote aye; Senator Clark (absent), who would vote no.

Senator Dayton offered the following substitute for the pending amendment and amendment thereto:

Provided that the purchase price of the lot sold shall be used to buy additional property adjacent to the capitol grounds, of not less than sixteen thousand square feet in area, and as much more as said purchase money will buy, and the title to the State's property shall not pass until at least one lot of such area has been deeded to the State and title passed and accepted by the Attorney General of Texas.

DAYTON,
WILLIFORD.

Senator Hopkins raised the following points of order:

There being an amendment to the amendment pending the amendment offered by the Senator from Cook is out of order.

The amendment offered by the Senator from Cook is not germane to the bill, the bill being one authorizing the sale to the trustees of the Methodist church of the north one

half of Block 124 of the City of Austin and an amendment proposing to authorize the purchase of land is not germane.

The amendment proposes to authorize the purchase of land without defining the manner in which it shall be purchased.

The Chair overruled the points of order, stating that

The amendment sent up by the Senator from Cook being offered as a substitute for the pending amendment to the amendment the same is in order and as the amendment merely adds additional language to the bill it is regarded as germane and the point of order is overruled.

Action recurred upon the substitute amendment by Senator Dayton and the same was lost by the following vote:

Yeas—10.

Bell.	Gibson.
Buchanan of Bell.	Page.
Caldwell.	Parr.
Cousins.	Smith.
Dayton.	Williford.

Nays—12.

Alderdice.	Hall.
Carlock.	Hertzberg.
Dorough.	Strickland.
Dudley.	Suiter.
Faust.	Westbrook.
Floyd.	Woods.

Absent.

Buchanan of Scurry. Hopkins.
Clark.

Absent—Excused.

Bailey.	McNealus.
Dean.	Witt.
Johnston.	

Senator Carlock offered the following substitute for all pending amendments to Senate Bill No. 122:

Whereas, During the discussion of the above bill on the floor of the Senate on yesterday, one of the members of the Senate stated to this body that he was willing to pay fifty thousand (\$50,000.00) dollars for the north half of Block 124, in the City of Austin, which this bill seeks to sell to the First Methodist Episcopal Church, South, of Austin, for the consideration of twenty-five thousand

(\$25,000.00) dollars, and at the time that he made such statement proposed to put up cash for one thousand (\$1,000.00) dollars and a certified check for the balance, and

Whereas, Other Senators have been advised by responsible business men of Austin that the true and real value of the said property is not less than fifty thousand (\$50,000.00) dollars, and perhaps as much as seventy-five thousand (\$75,000.00) dollars, and,

Whereas, Section 7 of Article 1 of the Constitution of the State of Texas prohibits the appropriation of any of the State's money or property for the benefit of any sect or religious society, and,

Whereas, If, in truth and in fact, said property is worth fifty thousand to seventy-five thousand dollars, and it should now be sold to the said church for the sum of twenty-five thousand (\$25,000.00) dollars, it would constitute an indirect violation of constitutional prohibition, and

Whereas, The Senate is now without absolute and reliable information as to the value of said property, now,

Therefore, It is hereby moved that the further consideration of said bill be postponed until a report can be made by a committee of three, to be appointed by the President of the Senate, to investigate the value of the said property, and to report its conclusions thereon as soon as practicable, and that the further consideration of the said bill be postponed until said report has been made, and filed in the Senate by such committee.

CARLOCK.

Senator Dayton raised the point of order that the amendment is not germane.

Senator Caldwell raised the further point of order that the amendment is in the nature of a motion to postpone generally and that under Rule 21 it cannot be considered unless it is altered so as to fix a time certain.

The Chair sustained the point of order that the amendment is not germane to the bill, but that it might be divided and offered as a motion to postpone or recommit.

Senator Carlock withdrew the amendment for the purpose of correcting to conform to the ruling of the Chair.

S. B. No. 122 pending.

Adjournment.

At 12:04 o'clock p. m. Senator Hall moved that the Senate stand adjourned until 10 o'clock next Monday morning.

As a substitute, Senator Westbrook moved that the Senate recess until 3 o'clock p. m. today.

The motion to adjourn prevailed.

APPENDIX.

Petitions and Memorials.

Senator Woods presented a petition from citizens of Athens favoring a bill by Senator Carlock repealing the law permitting grocers, etc., to keep open until 9 o'clock on Sunday mornings.

Senator Westbrook offered a communication from citizens of Greenville who are opposed to any appropriations for new buildings at this time.

Engrossing Committee Report.

Austin, Texas, Jan. 31, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had Senate Bill No. 78 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Report.

Committee Room,

Austin, Texas, Jan. 30, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 135, being a bill to be entitled "An Act to amend Article 303, Chapter 2, Title 7, of the Revised Penal Code of Texas, 1911, so as to take out of the exceptions contained in the said article, 'markets or dealers in provisions as to sales of provisions made by them before 9 a. m.,' and to re-enact the said article in all other respects, repealing

all laws in conflict herewith, and declaring an emergency,"

Have had the said bill under consideration, and I am directed to report it back to the Senate with the recommendation that it do pass.

SUITER, Chairman.

Committee Room,

Austin, Texas, January 30, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Criminal Jurisprudence, to whom was referred S. B. No. 144, being a bill to be entitled "An Act Providing that writing a will and signing the name of any person thereto without the consent of such person shall be unlawful, declaring the same to be forgery, providing penalties therefor, and declaring an emergency",

Has had the said bill under consideration, and I am directed to report it back to the Senate with the recommendation that it do pass.

SUITER, Chairman.

Committee Room,

Austin, Texas, January 30, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 76, Being a bill to be entitled "An Act to amend Article 1430 of the Penal Code of Texas, prescribing and punishing the offense of fraudulently disposing of mortgaged property, by changing the form of punishment in certain cases and by reducing the minimum punishment",

Has had the said bill under consideration, and I am directed to reported it back to the Senate with the recommendation that it do pass.

SUITER, Chairman.

Committee Room,

Austin, Texas, January 30, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 92, Being a bill to be entitled "An Act to amend articles 936, 937 and 939 of the Penal Code of Texas, prescribing the punishment for forgery, passing a forged instrument and having in possession with intent to pass or use a forged instrument, by changing the punishment in certain cases and reducing the

minimum punishment and declaring an emergency",

Has had the said bill under consideration, and I am directed to report it back to the Senate with the recommendation that it do pass.

SUITER, Chairman.

Committee Room,

Austin, Texas, January 30, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 91, being a bill to be entitled "An Act to amend Article 1182, Chapter 4, Title 15 of the Code of Criminal Procedure of Texas of 1911".

Has had the said bill under consideration, and I am directed to report it back to the Senate with the recommendation that it do not pass.

SUITER, Chairman.

Committee Room,

Austin, Texas, January 30, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Criminal Jurisprudence to whom was referred

S. B. No. 93, Being a bill to be entitled "An Act to amend Article 878 of the Code of Criminal Procedure of the State of Texas, providing how a pecuniary fine may be discharged by a person convicted of a misdemeanor and repealing all laws in conflict herewith".

Has had the said bill under consideration, and I am directed to report it back to the Senate with the recommendation that it do not pass.

SUITER, Chairman.

Committee Room,

Austin, Texas, Jan. 30, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 74, A bill to be entitled "An Act to amend Articles 1303, 1304, 1308, 1311, 1312 and 1320 of the Penal Code of the State of Texas, 1911, defining and punishing the offense of burglary and attempt at burglary, distinguishing day-time burglary and night-time burglary, and burglary of a private residence, providing separate punishments, and declaring an emergency,"

Have had the same under consideration, and I am directed to report the same back to the Senate with the recommendation that it do pass.

SUITER, Chairman.

Committee Room,

Austin, Texas, Jan. 30, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 138, A bill to be entitled "An Act to amend Article 1350 of the Penal Code of Texas, prescribing the punishment for the offense of theft from the person, by reducing the minimum punishment therefor, and declaring an emergency,"

Have had the same under consideration, and I am directed to report the same back to the Senate with the recommendation that it do pass.

SUITER, Chairman.

Committee Room,

Austin, Texas, Jan. 30, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 73, A bill to be entitled "An Act to provide that in certain cases, one or more charges against a defendant may be joined in the same indictment or information and that if two or more indictments or informations are presented, the court may order that they be consolidated,"

Have had the same under consideration, and I am directed to report the same back to the Senate with the recommendation that it do not pass.

SUITER, Chairman.

Committee Room,

Austin, Texas, Jan. 30, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 75, A bill to be entitled "An Act to amend Article 1340 of the Penal Code of the State of Texas, prescribing the punishment for theft of property of the value of \$50.00 or over, by reducing the minimum punishment,"

Have had the same under consideration, and I am directed to report

the same back to the Senate with the recommendation that it do pass.

SUITER, Chairman.

Committee Room,
Austin, Texas, Jan. 30, 1919.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 139, A bill to be entitled "An Act to amend Articles 1354, 1354a and 1355 of the Penal Code of the State of Texas, defining and punishing theft of cattle, hogs, sheep and goats, by reducing the minimum punishment therefor,"

Have had the same under consideration, and I am directed to report the same back to the Senate with the recommendation that it do pass.

SUITER, Chairman.

Committee Room,
Austin, Texas, Jan. 30, 1919.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 66, being "An Act to provide for the eradication of predatory animals, making an appropriation therefor, and prescribing the manner of its expenditure in co-operation with the Bureau of Biological Survey, U. S. Department of Agriculture,"

Have had the same under consideration, and beg leave to report it back to the Senate with the recommendation that it do pass with the following amendments:

(Committee Amendments.)

Amend S. B. No. 66 by adding after Section 5 thereof the following:

"Provided that no person appointed by the commissioners court shall have any authority to enter upon the public or private lands within this State in any county other than in the county where he shall have received his appointment."

Also after 6 by adding thereto the following:

"Provided that such person so appointed under provisions of this Act shall upon request exhibit his certificate of appointment which shall, among other things, contain a provision that such person is drawing a salary by virtue of such appointment."

WESTBROOK, Chairman.

(Minority Report.)

Committee Room,
Austin, Texas, Jan. 30, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, minority of your Committee on Finance, to whom was referred

S. B. No. 66, being "An Act to provide for the eradication of predatory animals, making appropriation therefor, and prescribing the manner of its expenditure in co-operation with the Bureau of Biological Survey, U. S. Department of Agriculture,"

Have had the same under consideration, and beg leave to report it back to the Senate with the recommendation that it do not pass.

BUCHANAN of Bell.

Committee Room,
Austin, Texas, Jan. 30, 1919.
Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Stock and Stock Raising, to whom was referred

S. B. No. 160, A bill to be entitled "An Act to establish and fix the salary of the Chairman of the Live Stock Sanitary Commission, repealing all laws and parts of laws in conflict herewith, and declaring an emergency,"

Beg leave to report that we have had same under consideration and recommend that the bill be passed.

CLARK, Chairman.

Committee Room,
Austin, Texas, Jan. 31, 1919.
Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Internal Improvements, to whom was referred

S. B. No. 61, A bill to be entitled "An Act to place under the jurisdiction of the Railroad Commission of the State of Texas, public utilities, etc.,"

Have had same under consideration, and report same back to the Senate with the recommendation that the same do not pass, but that the committee substitute for said bill do pass.

BUCHANAN of Scurry,
Chairman.

Committee Room,

Austin, Texas, January 30, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Rules, to whom was referred

Senate Concurrent Resolution No. 7, providing, "that the Officers of the Legislature be directed to deliver at the end of each Session of the Legislature, to the State Library, instead of to the Secretary of State the original copy of each bill and resolution introduced in either House to be filed in the State Library".

Have had the same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do not pass.

HALL, Chairman.

Committee Room,

Austin, Texas, January 30, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Towns and City Corporations to whom was referred,

S. B. No. 169, A bill to be entitled "An Act authorizing any town or city in this State now organized or which may be hereafter organized, under the laws of Texas, or operating under a Special Act or Charter, to lease any oil or mineral land owned or held by such town or city, provided that the same shall not apply to any streets or alleys, public squares or any lands dedicated by any person or persons, for public use, in such town or city".

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

JOHNSTON, Chairman.

Committee Room.

Austin, Texas, January 30, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Towns and City Corporations to whom was referred,

S. B. No. 168, A bill to be entitled, "An Act authorizing cities and towns heretofore organized under any of the laws of this State, either general or special, or which may hereafter be organized in this State, to provide for the health, comfort, convenience, recreation and amusement of the citizens of such towns or cities, and to use the public places, parks and reservoirs owned by such city, and

to make all necessary regulations and reasonable charges therefor".

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

JOHNSTON, Chairman.

Senate Chamber,

Austin, Texas, January 30, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

S. B. No. 148, A bill to be entitled "An Act to accept the benefits of an Act passed by the Senate and House of Representatives of the United States of America in Congress assembled for the promotion of vocational education designating the State Treasurer as custodian for the reception and disbursement of all funds allotted to this State from the appropriations made by the Federal Act; designating and authorizing the State Board of Education as the State Board for Vocational Education to act in co-operation with the Federal Board of said Act; making an appropriation of \$120,389.45 or so much thereof as may be necessary for the scholastic year 1919-1920 and an appropriation of \$145,183.11, or so much thereof as may be necessary, for the scholastic year 1920-21; providing compensations for appropriations by local boards and by the State in its educational budgets for the purposes of this Act; naming the conditions under which aid may be extended".

Have had the same under consideration, and beg to report it back to the Senate with the recommendation that it do pass with Committee amendment hereto attached.

ALDERDICE, Chairman.

Committee Room,

Austin, Texas, Jan. 30, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

S. B. No. 88, A bill to be entitled "An Act to amend Article 6654, Title 115, Chapter 15, of the Revised Civil Statutes of the State of Texas, by adding to the twelve numbered subdivisions thereof subdivision 13, so as to define the term railroad station

with obligations incident thereto, and to provide that station limits now existing or hereafter established shall not be changed except on order of the Railroad Commission, and to empower the Railroad Commission of Texas to fix, enlarge or diminish the limits of railroad stations within this State, and to require that station service, terminal service or switching service be given within said limits, and to prescribe the charges to be demanded and collected for such service, and to make or change rates or charges with respect to stations; restricting the operation of this Act to the movements of freights wholly within the State of Texas, and declaring an emergency,"

Have had the same under consideration, and I am directed to report the same back to the Senate with the recommendation that it do pass.

CARLOCK, Vice Chairman.

Committee Room,

Austin, Texas, Jan. 30, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred H. B. No. 83, A bill to be entitled "An Act amending Section 7 of an Act passed at the Regular Session of the Thirty-fifth Legislature of the State of Texas, entitled 'An Act to be known as the Interchangeable Jury Law, to regulate the selection, organization and custody of juries in all cases except capital and lunacy cases in counties where there are now three or more, or may hereafter be established three or more district courts, and to repeal all laws in conflict herewith, and declaring an emergency,' "

Have had the same under consideration, and I am directed to report the same back to the Senate with the recommendation that it do pass.

CARLOCK, Vice Chairman.

Enrolling Committee Report.

Committee Room,

Austin, Texas, Jan. 29, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Enrolled Bills have had Senate Bill No. 59 carefully compared and find same correctly enrolled.

SMITH, Chairman.

S. B. No. 59.

By Dean.

An Act to make certain emergency appropriations out of the general revenue for the several institutions and departments of the Government for the fiscal year ending August 31, 1919, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That the following sums be, and the same are hereby appropriated out of the general revenue, to cover emergencies for the purposes herein named, for the several institutions and departments of the Government for the fiscal year ending August 31, 1919:

State Orphans' Home:

Fuel\$ 5,000.00

Texas School for the Blind:

Fuel\$ 4,000.00

General repairs 1,200.00

Public Buildings and Grounds:

Water, light, fuel and contingencies\$10,000.00

For upkeep, porter hire, and maintenance for the new Land Office..... 1,200.00

Confederate Woman's Home:

For repairs and stop leakage to cement hospital building\$ 200.00

Sec. 2. There being no appropriation available out of which to pay the above claims, an emergency and imperative public necessity exists which justifies the suspension of the constitutional rule requiring bills to be read on three several days in each house, and that this Act take effect from and be in force from and after its passage, and it is so enacted.

FIFTEENTH DAY.

Senate Chamber,

Austin, Texas,

Monday, February 3, 1919.

The Senate met at 10 o'clock a. m. pursuant to adjournment, and was called to order by Lieutenant Governor Johnson.

The roll was called, a quorum being present, the following Senators answering to their names:

Alderdice.	Clark.
Bell.	Cousins.
Buchanan of Bell.	Dayton.
Buchanan of Seurry.	Dean.
Caldwell.	Dorough.
Carlock.	Dudley.